

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

B.S., a minor, by and through
her parent and natural guardian,
Stephanie Smith,

Case No 20-CV-02369-DWF/TNL

Plaintiff,

v.

**JOINT MOTION REGARDING
CONTINUED SEALING**

**Independent School District No.
623 a/k/a Roseville Area Schools**; and

Geraldine Cook, in her individual
capacity,

Defendants.

Pursuant to Local Rule 5.6(d)(2), the Parties respectfully submit this Joint Motion for the continued sealing of documents that were previously filed under temporary seal in this matter. In support of the Joint Motion, the parties state:

1. On November 16, 2021, Plaintiff filed a Motion to Approve Uncontested Petition to Approve Minor Settlement Under Minn. Stat. § 540.08. Dkt. 54. In connection with that motion, certain information and documents were filed under temporary seal—either entirely or by redaction. See Dkt. 54–60.

2. On December 2, 2021, the Court heard and granted the Petition. Dkt. 65.

The Court further ordered that any transcript of the hearing shall be filed under seal. Id.

3. For good cause and in the interests of protecting the foregoing information, documents, and testimony, the Parties now jointly request that the referenced materials remain redacted and sealed, as applicable.
4. This information, documents, and testimony should remain under seal because it contains non-public or highly sensitive information that the parties have designated as “confidential” and/or “attorneys’ eyes only” under the operative protective order (Dkt. 31), contains education records about minors as defined by the Family Education Rights and Privacy Act (“FERPA”), 20 U.S.C. § 1232g, contains private data as defined by the Minnesota Government Data Practices Act (“MGDPA”), Minn. Stat. § 13.02, et seq., and/or contains information that is particularly sensitive, embarrassing, and/or likely to cause harm to an individual given the subject of this litigation and age of the Plaintiff and others involved.
5. Further details are set forth in the following table:

Dkt #	Description	Relevant Page Numbers	Parties Agree Doc Should Remain Sealed	Parties Agree Doc Should Be Unsealed	Parties Disagree	Nonparty that Designated Doc. Confidential (if any)	Reason Why Doc Should Remain Sealed or Be Unsealed
55	Unredacted copy of Dkt. 60 - Petition for Approval of Minor Settlement	1-4; 6	X			N/A	Private information regarding minor. <u>See supra</u> ¶ 4.
55	Unredacted copy of Dkt. 60 - Petition for Approval of Minor Settlement	1-4; 6	X			N/A	Private data pursuant to MGDPA. <u>See supra</u> ¶ 4.
58	Unredacted copy of Dkt. 59 – Kramer Decl. iso Petition	2-3	X			N/A	Private information regarding minor. <u>See supra</u> ¶ 4.
58	Unredacted copy of Dkt. 59 – Kramer Decl. iso Petition	2-3	X			N/A	Private data pursuant to MGDPA. <u>See supra</u> ¶ 4.
58-1	Fully-executed minor settlement agreement	ALL	X			N/A	Private information regarding minor. <u>See supra</u> ¶ 4.
58-1	Fully-executed minor settlement agreement	ALL	X			N/A	Private data pursuant to MGDPA. <u>See supra</u> ¶ 4.
<u>See</u> 65	Transcript of Hearing on Petition	ALL	X			N/A	Private information regarding minor. <u>See supra</u> ¶ 4.
<u>See</u> 65	Transcript of Hearing on Petition	ALL	X			N/A	Private data pursuant to MGDPA. <u>See supra</u> ¶ 4.

Dated: December 17, 2021

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